

ALISAL UNION SCHOOL DISTRICT
Minutes of the Regular Board Meeting
March 4, 2009

CALL TO ORDER

The regular Board meeting of the Alisal Union School District Board of Trustees was called to order by President Velásquez at 5:30 p.m., at the District Board Room, 1205 E. Market Street, Salinas, California. Trustee Velásquez announced that Trustee Castañeda was en route.

Members Present: Trustee Jesús R. Velásquez President
Trustee Guadalupe Ruiz Gilpas, Vice President/Clerk
Trustee José Castañeda (not present during Closed Session)
Trustee Gary Karnes
Trustee Juan V. Flores (not present during Open Session)

Also Present: Dr. Zendejas and other District staff.

PUBLIC COMMENT

There were no public comments.

CLOSED SESSION

The Board convened to Closed Session at 5:31 p.m. to discuss the following:

1. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (pursuant to Government Code Section 54957).

Action may be taken.

2. CONFERENCE WITH LEGAL COUNSEL –EXISTING LITIGATION (Government Code Section 54956.9)
Name of Case: B H Jordet Construction, Inc. vs Alisal Union School District
(Claim Pursuant to Government Code Section 910)

Action may be taken.

RECONVENE OPEN SESSION

The Board reconvened to Open Session at 6:34 p.m. President Velásquez announced the following Board action taken in Closed Session:

1. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (pursuant to Government Code Section 54957).

The Board voted to send non-reelection notices to two (2) probationary teachers for the 2009-2010 school year. The motion was made by Trustee Flores, seconded by Trustee Ruiz Gilpas and passed by a 4-0-1 vote. Trustee Castañeda was not present at the time of the vote.

The Board voted to send non-reelection notice to one (1) Director II for the 2009-2010 school year. The motion was made by Trustee Karnes, seconded by Trustee Flores and passes by a 4-0-1 vote. Trustee Castañeda was not present at the time of the vote.

2. CONFERENCE WITH LEGAL COUNSEL –EXISTING LITIGATION (Government Code Section 54956.9)
Name of Case: B H Jordet Construction, Inc. vs Alisal Union School District
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OPEN SESSION
(continued)

The Board rejected Court Case: B H Jordet Construction, Inc. vs Alisal Union School District. The motion was made by Trustee Flores, seconded by Trustee Karnes and passed by a 4-0-1 vote. Trustee Castañeda was not present at the time of the vote.

President Velásquez announced that Trustee Flores would not be present during Open Session.

PLEDGE OF ALLEGIANCE

Trustee Karnes led the Pledge of Allegiance.

ADOPTION OF AGENDA

Dr. Zendejas requested the following changes:

- Item XIII-D, MOU with MCOE , page 190 – pulled from agenda
- Item IX-B-a, Approval of Positions Food Service 1, .25 FTE short-term – pulled from agenda
- Item IX-A, Minutes-change year

President Velásquez requested that the student presentation be moved up on the agenda

Trustee Castañeda requested that Cesar E. Chávez School issues be added to the agenda for discussion. Discussion ensued. President Velásquez denied the request.

A motion was made by Trustee Flores, seconded by Trustee Castañeda to adopt the agenda as amended. **The motion passed unanimously.**

Choral Presentation

A group of students participating in the District’s choir, under the direction of choir instructor José Alfredo Jiménez, sang several songs for the audience.

PERSONS WISHING TO ADDRESS THE BOARD

The following people addressed the Board:

- Yolanda Lundquist regarding Class Size Reduction program at Jesse G. Sánchez Elementary School
- Susana Cervantes shared positive remarks pertaining to the Parent Institute at Alisal Community School
- Albert Beeler regarding Class Size Reduction program at Jesse G. Sánchez Elementary School
- John Aaron regarding “Stand Up for Schools” Pink Friday, March 13, 2009
- Angie González regarding CSEA’s position on the District’s hiring practices
- Julian Cruz shared positive remarks pertaining to the Parent Institute at Alisal Community School
- Hortencia Gabriel regarding change in school administration at Cesar E. Chávez Elementary School
- José Trejo expressed concerns regarding a teacher at Dr. Oscar F. Loya Elementary School
- Aurelia Jiménez shared positive remarks pertaining to the Parent Institute at Alisal Community School
- Dora López regarding health and welfare benefits for Board members and Class Size Reduction issues
- Meredith Guido regarding the District’s law firm expenses and reducing the school year to offset the budget deficit

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PERSONS WISHING TO ADDRESS THE BOARD (continued)	<ul style="list-style-type: none">➤ José Bernal suggested establishing an in-house print shop and cutting back on food expenses to offset the budget deficit➤ Juvenal Ramírez suggested reducing the superintendent's salary, payoff package and benefits to offset the budget deficit
What's Right	<p>The following people shared positive comments about the good things that are happening in the Alisal Union School District:</p> <ul style="list-style-type: none">➤ Esteban Hernández➤ Irene Vargas➤ Alberto Murillo➤ Sonia Jaramillo➤ Sylvia Huerta➤ Ricardo Cabrera➤ José Nuñez➤ Trine Rodríguez <p>The following people addressed the Board about other matters under "What's Right:"</p> <ul style="list-style-type: none">➤ Carla Mejía➤ Susie Rodríguez➤ Debbi Sorto➤ Elizabeth Miller
Summer School Presentation	<p>Dr. Zendejas gave an update on the proposed 2009 summer school program. This year, the District is proposing a two, two-week session program. The first two-week session is designed for students that were retained the prior year or have been recommended for retention for the upcoming year. The other, is a regular two-week summer program. The intervention program will be offered from June 16-June 26, 2009 at all schools and the regular program will be implemented from July 6-July 17, 2009 at Jesse G. Sánchez Elementary and Dr. Martin Luther King, Jr. Academy. A question and answer session followed.</p>
2007-08 Audit Report Presented by Vavrinek, Trine, Day & Co., LLP	<p><u><i>A motion was made by Trustee Karnes, seconded by Trustee Ruiz Gilpas to move item XI-F, 2007-08 Audit Report, next on the agenda. The motion passed by a 4-1 vote with Trustee Castañeda voting no.</i></u></p> <p>Larry Corum with Vavrinek, Trine, Day & Co., LLP, gave an overview of the 2007-08 audit report performed by his firm. The presentation included a review of the District's financial statements, required supplementary information, and independent auditors' reports. Also discussed were the State compliance findings which included class size penalties and incorrect attendance reporting for the After School Education Safety Program. A question and answer session followed. No action was taken.</p>
Motion to Postpone Items	<p>Due to time constraints, President Velásquez consulted with fellow board members as to whether or not they were in agreement in postponing items A, D, and F under Educational Services and items E, J and K under Business Services.</p> <p><u><i>A motion was made by Trustee Karnes, seconded by Trustee Ruiz Gilpas, to postpone items A, D, and F under Educational Services and items E, J and K under Business Services. The motion passed unanimously.</i></u></p>

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CONSENT AGENDA

Trustee Castañeda requested that Consent Agenda item IX-B, Personnel Report 2-b, Certificated Management be pulled for separate vote.

A motion was made by Trustee Castañeda, seconded by Trustee Karnes, to approve the Consent Agenda as amended. The motion passed unanimously.

Public Comment

Dora López addressed the Board regarding the Parent Institute, indicating that the program does not offer direct services to students. She also expressed concerns about the Superintendent hiring friends to fill key district positions.

A motion was made by Trustee Castañeda, seconded by Trustee Karnes, to consider item IX-B, Personnel Report 2-b, Certificated Management. Trustee Castañeda questioned the hiring process and the dollar amount for step 21. Dr. Zendejas commented that this is an internal appointment and added that information had been forwarded to the Board in the Friday packet. She added that the cost to fund the interim position from now until the end of the fiscal year is \$53,000.00 to be paid from the general fund budget. Trustee Castañeda expressed concerns about not having an ending date. Dr. Zendejas recommended leaving the item as is to allow the District flexibility. Discussion ensued.

Trustee Castañeda rescinded his motion.

A motion was made by Trustee Ruiz Gilpas, seconded by Trustee Karnes to approve Consent Agenda item IX-B, Personnel Report 2-b, Certificated Management. The motion passed by a 3-1 vote with Trustee Castañeda voting no.

EDUCATIONAL SERVICES

Resolution 0809-26:
Local Agreement for
Child Development
Services

A motion was made by Trustee Ruiz Gilpas, seconded by Trustee Karnes, to adopt Resolution 0809-26: Local Agreement for Child Development Services-Contract Number CPRE-8208 Amendment 01. Discussion ensued. The motion passed unanimously.

Resolution 0809-27:
local Agreement for
Child Development
Services

A motion was made by Trustee Karnes, seconded by Trustee Castañeda, to adopt Resolution 0809-27: local Agreement for Child Development Services-Contract Number CIMS-8339. The motion passed unanimously.

BUSINESS SERVICES

Public Hearing on Use
of Fund Balance
Flexibility Provisions

A Public Hearing was held pertaining to the use of fund balance flexibility provisions in the 2008-09 State adopted education finance trailer bill SBX3 4 (Chapter 12/2009). President Velásquez opened the Public Hearing at 9:29 p.m. Trustee Castañeda expressed concerns regarding the transfer of carryover categorical funds into the general fund budget.

Public Comment

Dora López addressed the board regarding the 2008-09 State adopted education finance trailer bill SBX3 4 (Chapter 12/2009).

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BUSINESS SERVICES (continued)	Comments were made by several Board members and District employees regarding the need to transfer monies to the general fund in order to avoid midyear cuts and employee layoffs. President Velásquez closed the Public Hearing at 9:47 p.m.
Transfer of 2007-08 Categorical Fund Balance to Unrestricted General Fund	<u><i>A motion was made by Trustee Ruiz Gilpas, seconded by Trustee Karnes, to approve the transfer of 2007-08 categorical fund balance to the unrestricted general fund as per the education finance trailer bill SBX 3 4 flexibility provisions.</i></u> The following people addressed the Board regarding the transfer of 2007-08 categorical fund balance to the unrestricted general fund as per the education finance trailer bill SBX 3 4 flexibility provisions: ➤ Dora López ➤ Elizabeth Miller Discussion ensued. The motion passed by a 3-1 vote with Trustee Castañeda voting no.
Second Interim Report for FY 2008-09	<u><i>A motion was made by Trustee Ruiz Gilpas, seconded by Trustee Karnes, to approve the Second Interim Report for Fiscal Year 2008-09.</i></u> Nancy Pfeiffer, Director of Fiscal Services, explained the report. Discussion ensued. The motion passed by a 3-1 vote with Trustee Castañeda voting no.
Motion to End Meeting	<u><i>A motion was made by Trustee Castañeda, seconded by Trustee Ruiz Gilpas, to end the meeting as it was after 10:00 p.m.</i></u> The motion passed by a 3-1 vote with Trustee Karnes voting no.
ADJOURNMENT	There being no further business to discuss, President Velásquez adjourned the meeting at 10:13 p.m.
	<hr/> <p>Jesús R. Velásquez, President</p> <hr/> <p>Guadalupe Ruiz Gilpas, Vice President/Clerk</p>
	Board adopted: 4/1/09